

MINUTES OF THE TYNGSBOROUGH CONSERVATION COMMISSION MEETING

December 12, 2006

Present

RS: Robert Sherburne
LG: Lucy Gertz
Ed Smith
Gary Constantine

Jeff Kablik, Chairman
Henry Jungman, Vice Chair
Paul Barker

7:00 Meeting opened by Jeff Kablik, Chairman

Whispering Pines, 39 Lakeview Avenue. Revised plans have been re-submitted to Holberg & Howe. It was requested by the applicant that the Conservation Commission close the hearing. Jeff Kablik requested that the applicant go through the H&H list (11/19/06). There were several stormwater-related items (#1-4) that the applicant says have been addressed. JK spoke with Jeff rider today and it was confirmed that the project is up to date. H&H will review the plans, now that they have been re-submitted. Most of the items remaining are minor drafting problems. HJ suggested we put in an OOC that H&H finally sign-off before the permits are issued. HJ requested plot plans. Mr. Cricones said the revised plans have the plot plans/homes included. HJ requested that we put in the OOC that no more building take place on this property. JK was advised by Jeff Rider that \$6000 be put into bond for replicated areas which would be planted by April 30th, reported on by June 30th, shown stable by August 30th. HJ commented that his concerns have been met with the improved pipe width.

Abutters' comments/questions

HJ – Motion to close the hearing
ES – 2nd
Unanimous 6-0

HJ – Motion to issue OOC on plan dated 12/2/06 plus discussion on replication bond: Conditions: Report back to director at each time point (by April 30th – planted, by June 30th – progress report, by August 30th – stabilization; or a cease & desist order will be issued. A \$6000.00 replication bond posted. Plans reviewed and approved by H&H and no additional homes to be built.
RS – 2nd
Unanimous 6-0

7:02 P.M. Richard & Doris Bourssa of 4 Old Kendall Road RDA to replace an existing failing septic system w/in the buffer zone.

HJ – Motion to waive the reading of the abutters' list.
RS – 2nd
Unanimous – 6-0

HJ – Motion to waive the reading of the legal notice
RS – 2nd
Unanimous – 6-0

The applicant reported that the latest plan shows that the work will be done within 100' or more from the buffer zone.

The plans were reviewed. The applicant's representative said the septic system will be 103' from the buffer zone.

HJ requested erosion control (hay bales & silt fence). The Applicant agreed.

HJ – Motion to close the hearing.
RS – 2nd
Unanimous – 6-0

HJ – Motion for a negative determination
RS- 2nd
Unanimous – 6-0

7:15 P.M. Applewood Construction – Longfellow Lane – NOI. Map 21, Parcel 43-125. Proposing an 8' wide roadway within the buffer zone.

HJ – Motion to waive reading of the legal ad.
RS – 2nd
Unanimous – 6-0

HJ - Motion to waive the reading of the abutters' list.
RS – 2nd
Unanimous – 6-0

Ms Maureen from Norse Environmental explained that the applicant wants to change the roadway from 14ft wide to 22ft wide and move it away from the single family and 55+ housing, an increase of 8ft wide for 500 linear feet – 4000 ft wetland impact.

Mr. Eriksen said that residents of the houses want this. HJ asked if the increased traffic would create a hazard to those living in the apartment. JK asked if we received a DEP number yet. Maureen said she got the number – 3097097 off their website.

HJ – Motion to close the hearing
RS – 2nd
Unanimous – 6-0

HJ – Motion to issue an OOC per plan dated 8/8/06
RS – 2nd
Unanimous – 6-0

Henry Jungman announced that he has resigned his position as Conservation Committee's representative to the Community Preservation Committee.

HJ – Motion to accept Henry Jungman's resignation and that the Commission nominate Ed Smith for appointment by the Board of Selectmen.

RS – 2nd

Mr. Ed Smith will take Mr. Jungman's place, pending approval from the Board of Selectmen.

Mr. Tim McCarron – Beaver Run South. The OOC issued to Beaver Run is set to expire 1/14/07, next month. Mr. McCarron needs extension permits to continue.

HJ said that the Commission can renew once for up to 3 years or deny it. JK asked why Mr. McCarron needs the extension. Mr. McCarron explained that he is doing most of the work by himself and he is trying to be careful around the larger trees.

HJ – Motion to extend OOC for 3, 7, 17, 12, 11, 15, and 4 Diaz Drive for three (3) years.

RS – 2nd

Unanimous – 6-0

RE: 17 Willowdale Avenue. Mr. Smith called the tree cutter and the homeowner will get a permit the next time.

Mr. Paul Barker and Mr. Ed Smith visited the house on 48 Willowdale Avenue. The homeowner wanted to remove five (5) trees. He will leave stumps and one oak tree. Removal will be done by Arcadia with a crane.

ES – Motion to approve the Director's Determination for 48 Willowdale Avenue.

LG – 2nd

Unanimous – 6-0

LG reported that she called Jack Murphy (6 Franklin Drive) who was concerned about his neighbor (10 Franklin Dr) cutting down about 30 trees. If this is within a resource area we will have jurisdiction. LG will look at a plot plan at the Assessor's Office. Question – Is he within 100' of a resource area? If so, we'll follow up with the landowner and a filing. If not, there's nothing we can do.

JK – Director's Determination for 7 Anderson Drive – Taking 7 large pines down for safety reasons.

HJ – Motion to approve Director's Determination.

ES – 2nd

Unanimous – 6-0

JK – Changed design for Wyndbrook's drainage calculations. He'll need to come before the Committee to get his Certificate of Compliance.

JK – Richard Rancourt, Long Pond Road – Will need to file a NOI - New retaining wall, regrade.

JK – Mr. Fife needs a Certificate of Compliance for 247 Pawtucket Blvd.

JK – Mobil Station on Westford Road – DEP sent notification no follow up needed at this time.

22 Althea Avenue – Waiting for funds for filing.

CC signed forms and papers.

Conservation Commission members sorted thru phone messages and letters.

We sill skip the December 26, 2006 meeting. The next meeting will be January 9, 2007.

JK - distributed some more papers for signatures – from Lori Capone.

JK – asked who could look at Conservation Director resume's with Rosemary Cashman.

HJ agreed to do it.

HJ – Motion to adjourn – 9:03 P.M.

RS – 2nd

Unanimous 6-0

Meeting adjourned at 9:03 P.M.

Minutes respectfully submitted by Lucy Gertz.